Serial No.: 09/994,243 - 9 - Art Unit: 3764

Conf. No.: 3764

REMARKS

A Notice of Allowance was mailed in the above-identified application on January 31, 2005. This Amendment is filed pursuant to 37 C.F.R. §1.312 after allowance and before payment of the issue fee.

As an initial matter, Applicant thanks the Examiner for his time on February 28, 2005 in discussing the herein proposed amendments to claims 96 and 97. The discussion during the teleconference is summarized by the below paragraph. Applicant understands, based on comments from the Examiner, that the proposed amendments will be entered.

Claims 48-97 are pending in this application. By this response, Applicant requests entry of amendments to claims 96 and 97 to address an obvious error. Specifically, the language "comprises discerning an exercise pattern" was previously omitted in error from each of claims 96 and 97, as discussed. No new matter is added by this Amendment.

CONCLUSION

Entry of this amendment and a revised Notice of Allowance is respectfully requested. The Examiner is requested to call the undersigned at the telephone number listed below if this communication does not place the case in condition for allowance.

If this response is not considered timely filed and if a request for an extension of time is otherwise absent, Applicant hereby requests any necessary extension of time. If there is a fee occasioned by this response, including an extension fee, which is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 23/2825.

Respectfully submitted,

Walt Norfleet, Reg. No. 52,078

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Docket No.: M1043.70000US00

Date: February **28**, 2005

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